

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Brion Finlay and all other similarly  
situated,

Case No. 20-cv-1105-SRN-DTS

Plaintiff,

vs.

MyLife.com Inc.

Defendant.

**DEFENDANT MYLIFE.COM,  
INC.'S MOTION TO DISMISS  
UNDER FED. R. CIV. P. 12(b)(1)  
AND 12(b)(6)**

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Defendant MyLife.com Inc. (“MyLife”) moves the Court, the Honorable Susan R. Nelson presiding, for an Order dismissing this action against MyLife, with prejudice, for lack of subject-matter jurisdiction pursuant to Federal Rule of Civil Procedure 12(b)(1) or, in the alternative, for failure to state a claim pursuant to Federal Rule of Civil Procedure 12(b)(6).

This motion is based on all of the files, records, and proceedings herein together with the memorandum of law, declaration of Eric M. Roberts, and supporting materials submitted in accordance with the Federal Rules of Civil Procedure and the Local Rules of this Court.

**Dated:** July 17, 2020

**FELHABER LARSON,**

By: /s/ Richard Voelbel

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INC.**